

**ENTERED**

November 25, 2025

Nathan Ochsner, Clerk

**UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF TEXAS  
GALVESTON DIVISION**

TOPSOE, INC.,

Plaintiff.

V.

CASALE US, INC., *et al.*,

Defendants.

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CIVIL ACTION NO. 3:24-cv-00033

**ORDER ADOPTING MAGISTRATE JUDGE'S  
MEMORANDUM AND RECOMMENDATION**


On April 18, 2024, all pretrial matters in this case were referred to United States Magistrate Judge Andrew M. Edison under 28 U.S.C. § 636(b)(1). Dkt. 24. Judge Edison filed a memorandum and recommendation on September 2, 2025, recommending Defendant Casale SA's motions to dismiss (Dkts. 31, 64) be denied and Defendant Casale US's motion to dismiss (Dkt. 34) be granted. Dkt. 155.

On September 16, 2025, Casale SA filed its objections to the memorandum and recommendation. Dkt. 156. In accordance with 28 U.S.C. § 636(b)(1)(C), this court is required to "make a de novo determination of those portions of the [magistrate judge's] report or specified proposed findings or recommendations to which objection [has been] made." After conducting this de novo review, the court may "accept, reject, or modify, in whole or in part, the findings or recommendations made by the magistrate judge." *Id.*; see also Fed. R. Civ. P. 72(b)(3).

The court has carefully considered the objections, the memorandum and recommendation, the pleadings, and the record. The court accepts Judge Edison's memorandum and recommendation and adopts it as the opinion of the court. It is therefore ordered that:

- (1) Judge Edison's memorandum and recommendation (Dkt. 155) is approved and adopted in its entirety as the holding of the court; and
- (2) Casale SA's motions to dismiss (Dkts. 31, 64) are denied; and
- (3) Casale US's motion to dismiss (Dkt. 34) is granted, and Plaintiff's claims against Casale US are dismissed without prejudice.

SIGNED on Galveston Island this 25th day of November 2025.

  
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JEFFREY VINCENT BROWN  
UNITED STATES DISTRICT JUDGE